

## CITATION

RELLER JONES	TWENTY-SIXTH JUDICIAL DISTRICT
VS	PARISH OF BOSSIER
RAINBOW USA INC DBA RAINBOW SHOPS #1764	STATE OF LOUISIANA
DOCKET NUMBER: C-163031	

TO: RAINBOW USA INC DBA RAINBOW SHOPS #1764  
THROUGH ITS AGENT FOR SERVICE OF PROCESS  
CT CORPORATION SYSTEM  
3867 PLAZA TOWER DRIVE  
BATON ROUGE, LA 70816

in the Parish of EAST BATON ROUGE.

You are hereby cited to comply with the demand contained in the petition, a certified copy of which accompanies this citation, or to file your answer or other pleading to said petition in the office of the Clerk of the 26th Judicial District Court in the Bossier Parish Court House in the Town of Benton in said Parish within fifteen (15) days after the service hereof. Your failure to comply herewith will subject you to the penalty of entry of default judgment against you.

The Sheriff or his deputy has just handed you a law suit which states why you are being sued. You ( as defendant ) will have fifteen (15) days after you receive this petition to either file an answer ( in writing ) with the Bossier Parish Clerk of Court in Benton, Louisiana, or retain an attorney of your choice to act in your behalf. If you do nothing within the said time period, then a judgment could be rendered against you.

Attached hereto are:

PETITION FOR DAMAGES

Witness the Honorable Judges of our said Court on this the 4TH DAY OF SEPTEMBER, 2020

JILL M. SESSIONS, CLERK OF COURT

*J. M. Sessions*

Deputy Clerk  
Bossier Parish, Louisiana

Attorney:  
ALAN STEGALL  
318-221-8000

**FILED**  
SEP 17 2020  
*Isabel Lario*  
DEPUTY CLERK  
26TH JUDICIAL DISTRICT COURT  
BOSSIER PARISH, LOUISIANA

## SERVICE INFORMATION

UNSERVED  
PERSONAL  
DOMICILIARY

DATE  
REMARKS

GIVEN TO

I made service on the named party through the

☒ CT Corp

☐ LA Corp & Registered Agent Services

*SEP 10 2020*

by tendering a copy of this document to

☐ Abby Sammons

☒ Ashley Minvielle

☐ Allison Reed

**DEPUTY BRYAN SIMMONS**

Deputy Sheriff, Parish of East Baton Rouge, Louisiana

DEPUTY SHERIFF



**Certified True and  
Correct Copy**  
CertID: 2020093000011

*J. M. Sessions*

Bossier Parish  
Clerk of Court

Generate  
9/30/2020

**EXHIBIT**

**1**

Bossier Parish Clerk of Court  
 Filed Sep 04, 2020 9:12 AM  
 Chelsea Poole  
 Deputy Clerk of Court  
 E-File Received Sep 04, 2020 7:56 AM

C-163031  
 3

RELLER JONES : SUIT NUMBER:  
 VERSUS : 26<sup>TH</sup> JUDICIAL DISTRICT COURT  
 RAINBOW USA INC. d/b/a  
 RAINBOW SHOPS #1764 : BOSSIER PARISH, LOUISIANA

**ORIGINAL PETITION**

The Original Petition of RELLER JONES, a resident of Shreveport, Caddo Parish, Louisiana, respectfully shows that:

1.

Made Defendant herein is:

- (a) RAINBOW USA INC. d/b/a RAINBOW SHOPS #1764, a foreign corporation authorized to do and doing business in the State of Louisiana, who can be served through its agent for service of process, CT Corporation System, 3867 Plaza Tower Drive, Baton Rouge, Louisiana 70816.

2.

On or about September 26, 2019, Petitioner, RELLER JONES, was injured when she sat in a chair provided to her by an employee at RAINBOW SHOPS #1764, in Bossier City, Louisiana. However, unbeknownst to your Petitioner, the chair provided was broken and flipped forward when your Petitioner sat upon it.

3.

At the time of the incident hereinafter described, and at all times pertinent thereto:

- (a) Defendant, RAINBOW USA INC. d/b/a RAINBOW SHOPS #1764, was the operator of a business located inside Pierre Bossier Mall at 2950 E. Texas Street, Bossier City, Louisiana, known as RAINBOW SHOPS #1764 and hereinafter referred to as RAINBOW SHOPS;
- (b) Petitioner, RELLER JONES, was a paying customer, patron and business invitee of RAINBOW SHOPS and was lawfully present in the subject premises with the permission and consent, and at the invitation of RAINBOW SHOPS;
- (c) Defendant, RAINBOW SHOPS, and/or their officers, agents, or employees are responsible for the premises, and owed petitioner, RELLER JONES, and their other patrons a duty of reasonable care when operating said business and were responsible for maintaining said business in a safe condition, and for warning patrons of known hazards.

4.

At the time and place aforesaid;



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*Jane A. Poole*  
 Bossier Parish  
 Clerk of Court

Generated Date:  
 9/30/2020 10:16 AM

- (a) Petitioner, RELLER JONES, was a customer at RAINBOW SHOPS located inside Pierre Bossier Mall at 2950 E. Texas Street, Bossier City, Bossier Parish, Louisiana;
- (b) Petitioner, RELLER JONES, was at RAINBOW SHOPS to purchase shoes;
- (c) Petitioner, RELLER JONES, wanted to try on a pair of shoes which were on display at RAINBOW SHOPS, and asked an employee for a chair to sit on to try on a pair of shoes;
- (d) The employee of RAINBOW SHOPS brought a wooden chair from the back of the store for Petitioner to sit on while she tried on shoes;
- (e) Unbeknownst to your Petitioner, RELLER JONES, the chair was broken and was unstable which caused the chair to be incapable of supporting the weight of any person who might sit down in it;
- (e) When Petitioner, RELLER JONES, sat in the chair, the chair leg broke causing the chair to flip forward, and causing Petitioner, RELLER JONES, to fall with it;
- (f) As a result, Petitioner, RELLER JONES, was seriously injured;
- (g) RAINBOW USA INC. d/b/a RAINBOW SHOPS #1764, owned and had custody and garde over the premises, including said chair, and the chair created an unreasonably dangerous condition.

5.

The aforesaid incident and all the damages and injuries set forth herein sustained by the Petitioner, RELLER JONES, as a result of the accident were proximately caused by the negligence and/or fault of the defendant, RAINBOW USA INC. d/b/a RAINBOW SHOPS #1764, and/or the negligence and/or fault of the defendants' agents, employees, or other persons for whose actions the defendants are liable and/or financially responsible, which negligence and/or fault consisted particularly but not exclusively of the following acts and/or omissions:

- (a) Providing a knowingly faulty chair for their customers and/or patrons;
- (b) Failing to provide safe conditions for their customers and/or patrons;
- (c) Failing to warn the petitioner of the dangers about which they knew or should have known which were created by the condition of its business establishment;
- (d) Failing to institute or to properly perform adequate protective measures to protects their customers and patrons from dangerous conditions of the business establishment;
- (e) Failing to timely notice or discover that the chair provided to their customers

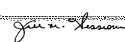
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Bossier Parish  
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and/or patrons, was broken and/or having noticed or discovered the same, failing to take reasonable actions to remedy the condition promptly;

- (f) Inviting their customer to sit on said chair when they knew or should have known that said chair created an unreasonably dangerous condition.

6.

The Petitioner, RELLER JONES, was injured as a result of this incident, including but not limited to:

- (a) Injury to her neck;
- (b) Injury to her head;
- (c) Injury to her shoulder;
- (d) Injury to her back; and
- (d) Headaches.

7.

As a result of her injuries, Petitioner, RELLER JONES, suffered pain, discomfort, inconvenience and disability; has been under the care of doctors and therapists; has endured x-rays and other diagnostic tests; and has been forced to take prescription medication.

8.

Petitioner, RELLER JONES, is entitled to recover damages as are reasonable in the premises for:

- (a) Past pain and suffering;
- (b) Future pain and suffering;
- (c) Disability;
- (d) Loss of enjoyment of life;
- (e) Loss of earnings;
- (f) Loss of earnings capacity;
- (g) Past mental anguish;
- (h) Future mental anguish;
- (i) Past medical expenses;


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- (j) Future medical expenses; and
- (k) Inconvenience.

WHEREFORE PETITIONER PRAYS:

I. For service and citation according to law and that after due proceedings had that there be judgment herein in favor of petitioner, RELLER JONES, and against the Defendant, RAINBOW USA INC. d/b/a RAINBOW SHOPS #1764, in solido, for such damages as are reasonable in the premises;

II. That there be legal interest on any judgment from the date hereof until paid;

III. The fees of expert witnesses be fixed and taxed as costs and there be judgment in favor of Petitioner and against all Defendants for all costs;

IV. For all equitable relief.

Respectfully submitted,  
**LAW OFFICE OF ALAN STEGALL**  
212 Texas Street, Suite 100  
Post Office Box 91  
Shreveport, Louisiana 71161-0091  
(318) 221-8000 Telephone  
(318) 221-4300 Facsimile

By:   
ALAN STEGALL (#25885)

ATTORNEYS FOR PETITIONER

**PLEASE SERVE:**

RAINBOW USA INC. d/b/a RAINBOW SHOPS #1764  
through its agents for service of process  
CT Corporation System  
3867 Plaza Tower Drive  
Baton Rouge, Louisiana 70816





LOUISIANA CIVIL CASE REPORTING  
Civil Case Cover Sheet - LA. R.S. 13:4688 and  
Part G, §13, Louisiana Supreme Court General Administrative Rules

This civil case cover sheet shall be completed by counsel for the petitioner, counsel's authorized representative, or by the self-represented litigant (if not represented by counsel) and submitted with the original petition filed with the court. The information should be the best available at the time of filing. This information does not constitute a discovery request, response or supplementation, and is not admissible at trial.

Bossier Parish Clerk of Court  
Filed Sep 04, 2020 9:12 AM  
Chelsea Poole  
Deputy Clerk of Court  
E-File Received Sep 04, 2020 7:56 AM  
**C-163031**  
**3**

Suit Caption:

RELLER JONES vs. RAINBOW USA INC. d/b/a RAINBOW SHOPS #1764

Court: 26<sup>th</sup> Judicial District Court Docket Number: \_\_\_\_\_

Parish of Filing: Bossier Filing Date: \_\_\_\_\_

Name of Lead Petitioner's Attorney: Alan Stegall

Name of Self-Represented Litigant:

Number of Named Petitioners: 1 Number of Named Defendants: 1

Type of Lawsuit: Please check the categories which most appropriately apply to this suit (no more than 3 categories should be checked):

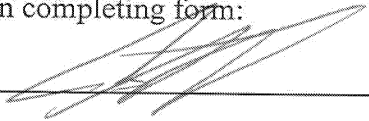
- |   |  |
|---|--|
| <input type="checkbox"/> Auto: Personal Injury          | <input type="checkbox"/> Auto: Property Damage           |
| <input type="checkbox"/> Auto: Wrongful Death           | <input type="checkbox"/> Auto: Uninsured Motorist        |
| <input type="checkbox"/> Asbestos: Property Damage      | <input type="checkbox"/> Asbestos: Personal Injury/Death |
| <input type="checkbox"/> Product Liability              | <input checked="" type="checkbox"/> Premise Liability    |
| <input type="checkbox"/> Intentional Bodily Injury      | <input type="checkbox"/> Intentional Property Damage     |
| <input type="checkbox"/> Intentional Wrongful Death     | <input type="checkbox"/> Unfair Business Practice        |
| <input type="checkbox"/> Business Tort                  | <input type="checkbox"/> Fraud                           |
| <input type="checkbox"/> Defamation                     | <input type="checkbox"/> Professional Negligence         |
| <input type="checkbox"/> Environmental Tort             | <input type="checkbox"/> Medical Malpractice             |
| <input type="checkbox"/> Intellectual Property          | <input type="checkbox"/> Toxic Tort                      |
| <input type="checkbox"/> Legal Malpractice              | <input type="checkbox"/> Other Tort (describe below)     |
| <input type="checkbox"/> Other Professional Malpractice | <input type="checkbox"/> Redhibition                     |
| <input type="checkbox"/> Maritime                       | <input type="checkbox"/> Class Action (nature of case)   |
| <input type="checkbox"/> Wrongful Death                 |  |
| <input checked="" type="checkbox"/> General Negligence  |  |

Please briefly describe the nature of the litigation in one sentence of additional detail:

Petitioner was injured when defendant's employee provided a chair to Petitioner that was broken and the chair flipped forward when your Petitioner sat upon it.

Following the completion of this form by counsel, counsel's representative, or by the self-represented litigant, this document will be submitted to the Office of the Judicial Administrator, Supreme Court of Louisiana, by the Clerk of Court.

Name, address and contact information of person completing form:

Name: Alan Stegall Signature: 

Address: 212 Texas Street, Suite 100, Shreveport, Louisiana 71101

Phone Number: 318-221-8000 E-mail address: alan@alanstegall.com



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